IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC.CIVIL APPLICATION No 257 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

SUMALIBEN W/O MANSING NURABHAINAIKA

Versus

AJITDAN RAVIDAN GADHVI

Appearance:

MR MA KHARADI for Applicants No. 1-2

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 08/11/2001

ORAL JUDGEMENT

1. The applicants, who are the parents of the deceased Koyabhai alias Shankarbhai, have filed M.A.C. Petition No.1876 of 1993 before the M.A.C. Tribunal, Baroda claiming compensation for the death of Koyabhai alias Shankarbhai in a vehicular accident which occurred at a place, which was within the jurisdiction of the

Tribunal at Baroda. Now, the applicants have filed Misc. Civil Application under Section 24 of the Civil Procedure Code for transfer of the said petition to the M.A.C. Tribunal, Panchmahals, at Godhra, on the ground that the applicants reside with the jurisdiction of M.A.C. Tribunal, Panchmahals, at Godhra.

2. No reply has been filed by any of the opponents. Since the applicants reside within the jurisdiction of the said Tribunal, present Misc. Civil Application is allowed and M.A.C.Petition No.1876 of 1993 pending before the M.A.C.Tribunal, Baroda is ordered to be transferred to M.A.C. Tribunal, Panchmahals, at Godhra. Rule is made absolute accordingly with no order as to costs.

(M.C.Patel,J.)

vrp